

**BEFORE  
THE PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA  
DOCKET NO. 2021-114-E**

IN RE:	)	
Petition for Declaratory Order with	)	<b>PETITION</b>
Verification of Orangeburg County Solar	)	<b>TO INTERVENE OF CAROLINAS</b>
Project, LLC and Orangeburg South Solar	)	<b>CLEAN ENERGY BUSINESS</b>
Project, LLC both Wholly Owned	)	<b>ASSOCIATION</b>
Subsidiaries of Savion, LLC	)	

**INTRODUCTION**

This Docket was opened on March 30, 2021, upon the Petition described hereinabove. Petitioner herein, is the Carolinas Clean Energy Business Association, (hereinafter as, “Petitioner”). This Petition is filed today as a result of issues and developments that were raised in the oral argument held in this matter on October 20, 2021. Petitioner’s intervention is timely, because this Commission has not published a deadline for intervention in this Docket. Furthermore, the parties in the oral argument described hereinabove, raised and argued issues outside the apparent Scope of this Docket as established by this Commission. In the oral argument, issues of **precedent**, and applicability of **previous Dockets and the Siting Act** were raised. Issues of this Commission’s **jurisdiction** to hear the Petition of Orangeburg County Solar Project, LLC and Orangeburg South Solar Project, LLC, were raised. The material change in the Scope of this Docket, on October 20, 2021, necessitated Petitioner’s intervention one day after the oral argument was concluded. This Petition to Intervene is filed pursuant to R. 103-825, of this Commission’s Rules and Regulations and other applicable Rules and Regulations of this Commission, and Petitioner seeks permission to intervene and be made a party of record in the above-referenced Docket, with full rights of participation, on a going forward<sup>1</sup> basis.

**THE RECORD IN THIS DOCKET**

As of the date of these presents and as stated hereinabove, the Record in this Docket is open. This Commission requested a “late filed exhibit(s)” during oral argument on October 20, 2021 and the Docket remains open to, *inter alia*, for this Commission to receive the late filed exhibit(s), for that late filed exhibit(s) to be placed into the Record of this Docket.

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<sup>1</sup> Petitioner does not seek a delay in this Docket, Petitioner only seek participation in this Docket, on a going forward basis, by way of a proposed Order to be promptly filed by Petitioner in this matter and otherwise.

## **PETITIONER**

### **Carolinas Clean Energy Business Association.**

1. The Carolinas Clean Energy Business Association (“CCEBA”) is a Mutual Benefit Corporation, incorporated in the State of North Carolina and domesticated to conduct business in the State of South Carolina by the South Carolina Secretary of State’s office.

2. CCEBA is organized for the purpose of promoting and advocating public policy positions supportive of solar power generation in North and South Carolina. CCEBA is a 501(c)(6) organization representing all types of businesses in the clean energy sector, including developers, manufacturing, engineering, construction, professional and financial services, and non-energy businesses wishing to purchase clean energy. With over 50 members, including most of the utility-scale solar developers in North and South Carolina, CCEBA monitors and participates in energy policymaking in both Carolinas. CCEBA has appeared as an intervenor in multiple dockets in North Carolina under its prior name: North Carolina Clean Energy Business Alliance. In South Carolina, CCEBA has assumed the role previously filled by the South Carolina Solar Business Alliance (“SCSBA”).

3. Specifically, CCEBA is a successor in interest for the SCSBA. CCEBA has been substituted as a Party in Interest in over two dozen Dockets of this Commission, by Commission Order No. 2021-167, dated March 10, 2021. CCEBA has also participated in subsequent Dockets.

## **FACTS**

4. The oral argument held before this Commission on October 20, 2021, raised substantial issues and developments, discussed in more detail in the “Introduction”, hereinabove, which will have a material impact upon Petitioner.

## **GROUND FOR PETITION**

5. The Grounds for Petitioner’s Petition is that Petitioner has substantial and specific economic interests in the Petition filed in this Docket and this Commission’s decision thereon.

6. Furthermore, the grounds for this Petition are that Petitioner’s interests cannot be adequately addressed by any other party. Also, Petitioner’s Intervention will aid this Commission, by assisting in the development of a full and fair record to address the important decision to be made in this Docket.

**POSITION OF PETITIONER**

7. Petitioner will be directly and substantially affected by the outcome of this proceeding and Petitioner's business interests will be directly and financially impacted by this Commission's resolution of the subject matter of this Docket.

8. Petitioner should be allowed to intervene in this Docket, with full rights of participation in this Docket, on a going forward basis.

9. The granting of Petitioner's Petition to Intervene is (i) in the public interest and (ii) consistent with the policies of this Commission in encouraging maximum public participation in issues before it and intervention should be allowed so that a full and complete record addressing its views and concerns can be developed.

10. No party will be prejudiced by Petitioner's Petition to Intervene, on a going forward basis.

11. Petitioner is represented by counsel in this proceeding:

Richard L. Whitt,  
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**WHEREFORE**, Petitioner prays for the following relief:

(a) That this Petition to Intervene be accepted and that Petitioner be made a party of record, on a going forward basis;

(b) That Petitioner be allowed to promptly file a proposed Order, just as was done by other parties in this Docket; and

(c) For such other and further relief as this Commission may deem just and proper.

**[Signature Page Follows]**

Respectfully Submitted,

/s/Richard L. Whitt

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*As Counsel for Petitioner, the Carolinas Clean  
Energy Business Association.*

October 21, 2021